IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant:	Ramin Samadani	Examiner: Alexander Jamal
Serial No.:	10/601,809	Group Art Unit: 2614
Filed:	June 24, 2003	Docket No.: 100111573-1
Title:	SYSTEM AND METHOD FOR CAPTURING MEDIA	

APPEAL BRIEF UNDER 37 C.F.R. §41.37

Mail Stop Appeal Brief – Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

This Appeal Brief is submitted in support of the Notice of Appeal filed on March 8, 2010, appealing the final rejection of claims 1-36 of the above-identified application as set forth in the Final Office Action mailed January 7, 2010 (hereafter Final Office Action).

The U.S. Patent and Trademark Office is hereby authorized to charge Deposit Account No. 08-2025 in the amount of $540.00 for filing a Brief in Support of an Appeal as set forth under 37 C.F.R. §41.20(b)(2). At any time during the pendency of this application, please charge any required fees or credit any overpayment to Deposit Account No. 08-2025.

Appellant respectfully requests consideration and reversal of the Examiner's rejection of pending claims 1-36.

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REAL PARTY IN INTEREST

The real party in interest is Hewlett-Packard Development Company, LP having a principal place of business at 11445 Compaq Center Drive West, Houston, TX 77070, U.S.A. (hereinafter "HPDC"). HPDC is a Texas limited partnership and is a wholly-owned affiliate of Hewlett-Packard Company, a Delaware corporation, headquartered in Palo Alto, CA. The general or managing partner of HPDC is HPQ Holdings, LLC.

RELATED APPEALS AND INTERFERENCES

There are no other appeals or interferences known to Appellant that will have a bearing on the Board's decision in the present Appeal.

STATUS OF CLAIMS

In a Final Office Action mailed January 7, 2010, claims 1-36 were finally rejected. Claims 1-36 are pending in the application and are the subject of the present Appeal.

STATUS OF AMENDMENTS

No amendments have been entered subsequent to the Final Office Action mailed January 7, 2010.

SUMMARY OF THE CLAIMED SUBJECT MATTER

The Summary is set forth as an exemplary embodiment as the language corresponding to independent claims 1 and 21. Discussions about elements of claims 1 and 21 can be found at least at the cited locations in the specification and drawings.

Independent claim 1 claims a method for capturing media during a recording session, the method comprising:

producing first audio data from a first audio source with a first input device during the recording session; (Fig. 1, ref. nos. 102a, 104a, 106, 108a; Fig. 2, ref. no. 230; Fig. 3, ref. nos. 301a, 302a, 304a, 308a; Fig. 4, ref. no. 430; Fig. 5, ref. nos. 502a, 504a, 506, 508a; Fig. 6, ref. no. 630; p. 2, lines 5-6; p. 4, line 15 to p. 6, line 11; p. 13, line 6 to p. 14, line 5; p. 15, line 5 to p. 17, line 7; p. 19, lines 1-18; p. 21, line 12 to p. 22, line 2; p. 24, line 4 to p. 25, line 9; and p. 26, line 13 to p. 27, line 7)

producing second audio data from a second audio source with a second input device during the recording session; (Fig. 1, ref. nos. 102b, 104b, 106, 108b; Fig. 2, ref. no. 230; Fig. 3, ref. nos. 301b, 302b, 304b, 306, 308b; Fig. 4, ref. no. 430; Fig. 5, ref. nos. 502b, 504b, 506, 508b; Fig. 6, ref. no. 630; p. 2, lines 5-6; p. 4, line 15 to p. 6, line 11; p. 13, line 6 to p. 14, line 5; p. 15, line 5 to p. 17, line 7; p. 19, lines 1-18; p. 21, line 12 to p. 22, line 2; p. 24, line 4 to p. 25, line 9; and p. 26, line 13 to p. 27, line 7)

processing the first audio data to identify a first portion of the first audio data having a first audio characteristic; (Fig. 1, ref. nos. 106, 116; Fig. 2, ref. no. 240; Fig. 3, ref. nos. 303, 316; Fig. 4, ref. no. 440; Fig. 5, ref. nos. 503a, 516a; Fig. 6, ref. no. 640; p. 2, lines 6-8; p. 8, line 5 to p. 9, line 8; p. 11, line 12 to p. 12, line 4; p. 14, lines 6-16; p. 17, line 8 to p. 18, line 20; p. 19, line 19 to p. 21, line 4; p. 22, line 3 to p. 24, line 3; and p. 25, line 10 to p. 26, line 2)

processing the second audio data to identify a second portion of the second audio data having a second audio characteristic; and (Fig. 1, ref. nos. 106, 116; Fig. 2, ref. no. 240; Fig. 3, ref. nos. 303, 316; Fig. 4, ref. no. 440; Fig. 5, ref. nos. 503b, 516b; Fig. 6, ref. no. 640; p. 2, lines 6-8; p. 8, line 5 to p. 9, line 8; p. 11, line 12 to p. 12, line 4; p. 14, lines 6-16; p. 17, line 8 to p. 18, line 20; p. 19, line 19 to p. 21, line 4; p. 22, line 3 to p. 24, line 3; and p. 25, line 10 to p. 26, line 2)

storing a first audio record for the first portion of the first audio data and a second audio record for the second portion of the second audio data, wherein the first and the second audio records are associated with first and second temporal data, respectively, used in determining a sequence of the first portion of the first audio data in relation to the second portion of the second audio data, and wherein the first and the second audio records are associated with first and second identity data, respectively, representing first and second identifying characteristics, respectively, for the first portion of the first audio data and the second portion of the audio data, respectively. (Fig. 1, ref. nos. 106, 120; Fig. 2, ref. no. 250; Fig. 3, ref. nos. 303, 320; Fig. 4, ref. no. 450; Fig. 5, ref. nos. 505, 520; Fig. 6, ref. no. 650; p. 2, lines 5-7; p. 12, line 5 to p. 13, line 5; p. 14, line 17 to p. 15, line 4; p. 21, lines 5-11; p. 26, lines 3-12; and p. 26, line 13 to p. 32, line 3)

Independent claim 21 claims a system for capturing media during a recording session, the system comprising:

means for producing first audio data from a first audio source with a first input device during the recording session; (Fig. 1, ref. nos. 102a, 104a, 106, 108a; Fig. 2, ref. no. 230; Fig. 3, ref. nos. 301a, 302a, 304a, 308a; Fig. 4, ref. no. 430; Fig. 5, ref. nos. 502a, 504a, 506, 508a; Fig. 6, ref. no. 630; p. 2, lines 5-6; p. 4, line 15 to p. 6, line 11; p. 13, line 6 to p. 14, line 5; p. 15, line 5 to p. 17, line 7; p. 19, lines 1-18; p. 21, line 12 to p. 22, line 2; p. 24, line 4 to p. 25, line 9; and p. 26, line 13 to p. 27, line 7)

means for producing second audio data from a second audio source with a second input device during the recording session; (Fig. 1, ref. nos. 102b, 104b, 106, 108b; Fig. 2, ref. no. 230; Fig. 3, ref. nos. 301b, 302b, 304b, 306, 308b; Fig. 4, ref. no. 430; Fig. 5, ref. nos. 502b, 504b, 506, 508b; Fig. 6, ref. no. 630; p. 2, lines 5-6; p. 4, line 15 to p. 6, line 11; p. 13, line 6 to p. 14, line 5; p. 15, line 5 to p. 17, line 7; p. 19, lines 1-18; p. 21, line 12 to p. 22, line 2; p. 24, line 4 to p. 25, line 9; and p. 26, line 13 to p. 27, line 7)

means for processing the first audio data to identify a first portion of the first audio data having a first audio characteristic; (Fig. 1, ref. nos. 106, 116; Fig. 2, ref. no. 240; Fig. 3, ref. nos. 303, 316; Fig. 4, ref. no. 440; Fig. 5, ref. nos. 503a, 516a; Fig. 6, ref. no. 640; p. 2, lines 6-8; p. 8, line 5 to p. 9, line 8; p. 11, line 12 to p. 12, line 4; p. 14, lines 6-16; p. 17, line

8 to p. 18, line 20; p. 19, line 19 to p. 21, line 4; p. 22, line 3 to p. 24, line 3; and p. 25, line 10 to p. 26, line 2)

means for processing the second audio data to identify a second portion of the second audio data having a second audio characteristic; and (Fig. 1, ref. nos. 106, 116; Fig. 2, ref. no. 240; Fig. 3, ref. nos. 303, 316; Fig. 4, ref. no. 440; Fig. 5, ref. nos. 503b, 516b; Fig. 6, ref. no. 640; p. 2, lines 6-8; p. 8, line 5 to p. 9, line 8; p. 11, line 12 to p. 12, line 4; p. 14, lines 6-16; p. 17, line 8 to p. 18, line 20; p. 19, line 19 to p. 21, line 4; p. 22, line 3 to p. 24, line 3; and p. 25, line 10 to p. 26, line 2)

means for storing a first audio record for the first portion of the first audio data and a second audio record for the second portion of the second audio data, wherein the first and the second audio records are associated with first and second temporal data, respectively, used in determining a sequence of the first portion of the first audio data in relation to the second portion of the second audio data, and wherein the first and the second audio records are associated with first and second identity data, respectively, representing first and second identifying characteristics, respectively, for the first portion of the first audio data and the second portion of the audio data, respectively. (Fig. 1, ref. nos. 106, 120; Fig. 2, ref. no. 250; Fig. 3, ref. nos. 303, 320; Fig. 4, ref. no. 450; Fig. 5, ref. nos. 505, 520; Fig. 6, ref. no. 650; p. 2, lines 5-7; p. 12, line 5 to p. 13, line 5; p. 14, line 17 to p. 15, line 4; p. 21, lines 5-11; p. 26, lines 3-12; and p. 26, line 13 to p. 32, line 3)

GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL

Claims 1-36 stand rejected under 35 U.S.C. §102(b) as being unpatentable over U.S. Patent No. 5,986,655 (Chiu).

ARGUMENT

I. The Applicable Law

35 U.S.C. §102(b) states that "[a] person shall be entitled to a patent unless – … (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States … ." 35 U.S.C. §102(b).

"A claim is anticipated if each and every element as set forth in the claim is found, either expressly or inherently described, in a single, prior art reference." *Verdegaal Bros. v. Union Oil Co., of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987), *cert. denied*, 484 U.S. 827 (1987). "The identical invention must be shown in as complete detail as is contained in the … claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).

II. Rejection of Claims 1-36 under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,986,655 (Chiu)

Chiu does not disclose or suggest each and every element of claims 1-36.

A. Rejection of Claims 1-20 under 35 U.S.C. §102(b) as being anticipated by Chiu

Claim 1 recites, *inter alia*:

> producing first audio data from a first audio source with a first input device during the recording session;
>
> producing second audio data from a second audio source with a second input device during the recording session;
>
> processing the first audio data to identify a first portion of the first audio data having a first audio characteristic;

> processing the second audio data to identify a second portion of the second audio data having a second audio characteristic; and
>
> storing a first audio record for the first portion of the first audio data and a second audio record for the second portion of the second audio data, wherein the first and the second audio records are associated with first and second temporal data, respectively, used in determining a sequence of the first portion of the first audio data in relation to the second portion of the second audio data, and wherein the first and the second audio records are associated with first and second identity data, respectively, representing first and second identifying characteristics, respectively, for the first portion of the first audio data and the second portion of the audio data, respectively.

Chui does not disclose or suggest the combination of "producing first audio data from a first audio source with a first input device during at least a first portion of the recording session" and "producing second audio data from a second audio source with a second input device during at least a second portion of the recording session" as recited in claim 1 (emphasis added).

The Examiner argues that the system of Chui "records data using one or more capture devices such as an audio recorder (Col 2 lines 25-40)." Final Office Action, p. 2. Chui, at col. 2, lines 25-40 in the section labeled "BACKGROUND OF THE INVENTION", discloses:

> [f]or example, an event may be a particularly significant action taken on the electronic whiteboard, such as an input of typed or handwritten notes, page changes, highlighted items, etc., or may be a change in a speaker during the session. Events can be used to create indices which provide direct access to a point in time during a meeting. Timestreams may inherently define events, or alternatively, may be analyzed to identify events. Event information includes a time stamp, an event type and a list of various properties of the instance of the event. Indices into the timestream can be created by a post-session analysis such as by, for example, a speaker identification system analysis on an audio stream.
>
> Documents recorded by multimedia document systems, include, handwriting on an electronic whiteboard, typed or handwritten notes, annotated materials, etc.

This portion of Chui makes no reference to "one or more capture devices" or "an audio recorder" as suggested by the Examiner. Accordingly, this portion of Chui fails to disclose or suggest the above features of claim 1 which recite "producing first audio data from a first audio source with a first input device" and "producing second audio data from a second audio source with a second input device" (emphasis added).

The Examiner also cites col. 4, lines 40-55 of Chui and argues that "[o]ne of the specific events that can create a marked event is a change of speaker (Col 4 lines 40-55)." Final Office Action, p. 2. Chui does not disclose or suggest that a change of speaker involves the use of multiple microphones 24.

Chui, at col. 4, lines 60-64 in the section labeled "DETAILED DESCRIPTION OF PREFERRED EMBODIMENTS" discloses

> The input/output interface 14 communicates with any number of conventional input/output devices, such as a slide projector 16, a pointer 18, a loudspeaker 20, a mouse 22, a microphone 24, a pen 26, a keyboard 28, and an electronic whiteboard 30.

This disclosure of Chui suggests that any number of the set of listed devices may communicate with input/output interface 14. Chui does not specifically disclose or suggest that multiple ones of any of the listed devices (e.g., microphone 24) may communicate with input/output interface 14. Accordingly, Chui does not disclose or suggest "producing first audio data from a first audio source with a first input device" and "producing second audio data from a second audio source with a second input device" as recited in claim 1 (emphasis added).

Appellant respectfully submits that claim 1 and claims 2-20 which depend from claim 1 patentably distinguish over the cited reference for at least these reasons. Accordingly, Appellant respectfully requests that the rejection of claims 1-20 under 35 U.S.C. §102(b) be reversed.

B. Rejection of Claims 21-36 under 35 U.S.C. §102(b) as being anticipated by Chiu

Claim 21 recites, *inter alia*:

> means for producing first audio data from a first audio source with a first input device during the recording session;
>
> means for producing second audio data from a second audio source with a second input device during the recording session;
>
> means for processing the first audio data to identify a first portion of the first audio data having a first audio characteristic;
>
> means for processing the second audio data to identify a second portion of the second audio data having a second audio characteristic; and
>
> means for storing a first audio record for the first portion of the first audio data and a second audio record for the second portion of the second audio data, wherein the first and the second audio records are associated with first and second temporal data, respectively, used in determining a sequence of the first portion of the first audio data in relation to the second portion of the second audio data, and wherein the first and the second audio records are associated with first and second identity data, respectively, representing first and second identifying characteristics, respectively, for the first portion of the first audio data and the second portion of the audio data, respectively.

Chui does not disclose or suggest the combination of "means for producing first audio data from a first audio source with a first input device during the recording session" and "means for producing second audio data from a second audio source with a second input device during the recording session" as recited in claim 21 (emphasis added).

As described in Section II.A. above, the Examiner cites the "BACKGROUND OF THE INVENTION" of Chui as a disclosure of "records data using one or more capture devices such as an audio recorder (Col 2 lines 25-40)." Final Office Action, p. 2. The cited portion of Chui makes no reference to "one or more capture devices" or "an audio recorder" as suggested by the Examiner. Accordingly, the "BACKGROUND OF THE INVENTION" of Chui fails to disclose or suggest the above features of claim 21 which recite "means for producing first audio data from a first audio source with a first input device" and "means for producing second audio data from a second audio source with a second input device" (emphasis added).

The Examiner also cites col. 4, lines 40-55 of Chui and argues that "[o]ne of the specific events that can create a marked event is a change of speaker (Col 4 lines 40-55)."

Final Office Action, p. 2. As noted above in Section II.A., Chui does not disclose or suggest that a change of speaker involves the use of multiple microphones 24.

Further, Chui's suggestion at col. 4, lines 60-64 that any number of a set of listed devices may communicate with input/output interface 14 does not specifically disclose or suggest that multiple ones of any of the listed devices (e.g., microphone 24) may communicate with input/output interface 14 as described above in Section II.A. Accordingly, Chui does not disclose or suggest "means for producing first audio data from a first audio source with a first input device" and "means for producing second audio data from a second audio source with a second input device" as recited in claim 21 (emphasis added).

Appellant respectfully submits that claim 21 and claims 22-36 which depend from claim 21 patentably distinguish over the cited reference for at least these reasons. Accordingly, Appellant respectfully requests that the rejection of claims 21-36 under 35 U.S.C. §102(b) be reversed.

CONCLUSION

For the above reasons, Appellant respectfully submits that claims 1-36 have not been established to be anticipated by the cited reference. Accordingly, Appellant respectfully requests that the Examiner be reversed.

Any inquiry regarding this Appeal Brief should be directed to Sandra D. M. Brown at Telephone No. (908) 898-4522 or Christopher P. Kosh at Telephone No. (512) 241-2403, Facsimile No. (512) 241-2409.

Respectfully submitted,

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CLAIMS APPENDIX

1. (Previously Presented) A method for capturing media during a recording session, the method comprising:

producing first audio data from a first audio source with a first input device during the recording session;

producing second audio data from a second audio source with a second input device during the recording session;processing the first audio data to identify a first portion of the first audio data having a first audio characteristic;

processing the second audio data to identify a second portion of the second audio data having a second audio characteristic; and

storing a first audio record for the first portion of the first audio data and a second audio record for the second portion of the second audio data, wherein the first and the second audio records are associated with first and second temporal data, respectively, used in determining a sequence of the first portion of the first audio data in relation to the second portion of the second audio data, and wherein the first and the second audio records are associated with first and second identity data, respectively, representing first and second identifying characteristics, respectively, for the first portion of the first audio data and the second portion of the audio data, respectively.

2. (Previously Presented) The method for capturing media according to claim 1, wherein the producing the first and the second audio data with the first and the second input devices, respectively, includes:

transferring first and second audio signals from the first and the second input devices, respectively, to a processing station to produce first and second audio files, respectively; and

editing the first and the second audio files to produce first and second audio data outputs, respectively.

3. (Previously Presented) The method for capturing media according to claim 2, wherein a participant who was the first audio source for the first audio file edits the first audio file to produce the first audio data.

4. (Previously Presented) The method for capturing media according to claim 1, wherein the media includes at least one of audio, video and text data, and wherein the first audio characteristic is at least a predetermined energy level of audio.

5. (Previously Presented) The method for capturing media according to claim 1, wherein the processing the first audio data to identify the first portion of the first audio data includes:

filtering the first audio data.

6. (Previously Presented) The method for capturing media according to claim 1, wherein the first identify data associates visual data with the first portion of the first audio data.

7. (Previously Presented) The method for capturing media according to claim 1, wherein the first audio record contains audio of the first portion of the first audio data.

8. (Previously Presented) The method for capturing media according to claim 1, wherein the storing the first and the second audio records for the first portion of the first audio data and the second portion of the second audio data includes:

compiling the first and the second audio records into a browsable record.

9. (Previously Presented) The method for capturing media according to claim 1, wherein the producing the first audio data with the first input device includes:

recording reference data and audio within a storage device, wherein the reference data is based upon a reference signal.

10. (Previously Presented) The method for capturing media according to claim 9, wherein the reference signal is a main reference signal used in generating the reference data in the first and the second input devices to synchronize first and second audio files of first and second participants at first and second locations that are remote from one another.

11. (Previously Presented) The method for capturing media according to claim 9, wherein the producing the first audio data with the the first input device includes:

editing the recorded audio within the storage device to produce the first audio data.

12. (Previously Presented) The method for capturing media according to claim 11, wherein the processing the first audio data to identify the first portion of the first audio data includes:

transferring the reference data and the first audio data from the first input device to a processing station.

13. (Previously Presented) The method for capturing media according to claim 12, wherein a participant of the recording session who was the first audio source for the recorded audio edits the first portion of the recorded audio identified during the processing.

14. (Previously Presented) The method for capturing media according to claim 12, wherein the processing the first audio data to identify the first portion of the first audio data includes:

querying the reference signal of the first input device and transferring queried reference signal information to a processing station.

15. (Previously Presented) The method for capturing media according to claim 14, wherein the processing the first audio data to identify the first portion of the first audio data includes:

synchronizing the first audio data from the first input device to a main reference signal using the queried reference signal information from the first input device.

16. (Previously Presented) The method for capturing media according to claim 9, wherein the producing the first audio data with the first input device includes:

transferring the reference data and the recorded audio from the storage device of the first input device to a processing station; and

editing the recorded audio within the processing station to produce an audio output.

17. (Previously Presented) The method for capturing media according to claim 16, wherein a participant of the recording session who was the first audio source for the recorded audio edits the recorded audio.

18. (Previously Presented) The method for capturing media according to claim 16, wherein the processing the first audio data to identify the first portion of the first audio data includes:

querying the reference signal of the first input device and transferring queried reference signal information to a processing station.

19. (Previously Presented) The method for capturing media according to claim 18, wherein the processing the first audio data to identify the first portion of the first audio data includes:

synchronizing the first audio data from the first input device to a main reference signal using the queried reference signal information from the first input device.

20. (Previously Presented) The method for capturing media according to claim 1, wherein the storing the first audio record for the first portion of the first audio data and the second audio record for the second portion of the second audio data includes:

transferring the first and the second audio records from more than one processing station to a central processing station; and

compiling the first and the second audio records into a browsable record.

21. (Previously Presented) A system for capturing media during a recording session, the system comprising:

means for producing first audio data from a first audio source with a first input device during the recording session;

means for producing second audio data from a second audio source with a second input device during the recording session;

means for processing the first audio data to identify a first portion of the first audio data having a first audio characteristic;

means for processing the second audio data to identify a second portion of the second audio data having a second audio characteristic; and

means for storing a first audio record for the first portion of the first audio data and a second audio record for the second portion of the second audio data, wherein the first and the second audio records are associated with first and second temporal data, respectively, used in determining a sequence of the first portion of the first audio data in relation to the second portion of the second audio data, and wherein the first and the second audio records are associated with first and second identity data, respectively, representing first and second identifying characteristics, respectively, for the first portion of the first audio data and the second portion of the audio data, respectively.

22. (Previously Presented) The system for capturing media according to claim 21, wherein the means for producing the first audio data with the first input device includes:

a means for recording audio to a storage device within a processing station; and

a means for editing an identified portion of the recorded audio within the storage device of the processing station to produce the first audio data.

23. (Previously Presented) The system for capturing media according to claim 21, wherein the media includes at least one of audio, video and text data, and wherein the first audio characteristic is at least a predetermined energy level of audio.

24. (Previously Presented) The system for capturing media according to claim 21, comprising:

a means for generating visual data that is associated with the first portion of the first audio data as the first identity data.

25. (Previously Presented) The system for capturing media according to claim 21, comprising:

means for compiling audio records generated from the first and the second input devices into a browsable record.

26. (Previously Presented) The system for capturing media according to claim 21, wherein the first input device includes:

a means for recording audio.

27. (Previously Presented) The system for capturing media according to claim 26, wherein the first input device includes:

means for generating a first reference signal to produce reference data recorded with the recorded audio.

28. (Previously Presented) The system for capturing media according to claim 26, wherein the first input device includes:

a means for editing the recorded audio within the first input device to produce the first audio data.

29. (Previously Presented) The system for capturing media according to claim 28, wherein the first input device includes:

a means for transferring media data to a processing station.

30. (Previously Presented) The system for capturing media according to claim 26, wherein the first input input device includes:

a means for receiving identity data.

31. (Previously Presented) The system for capturing media according to claim 27, wherein the first input device includes:

means for receiving a main reference signal that is used as the reference signal.

32. (Previously Presented) The system for capturing media according to claim 27, wherein the first input device includes:

means for synchronizing the first audio data with a main reference signal to synchronize files of participants at locations remote from one another.

33. (Previously Presented) The system for capturing media according to claim 26, wherein the first input device includes:

a means for transferring recorded media to a processing station.

34. (Previously Presented) The system for capturing media according to claim 26, wherein the first input device includes:

a means for generating visual data.

35. (Previously Presented) The system for capturing media according to claim 27, wherein the first reference signal is a synchronized reference signal in that the first reference signal is synchronized with a second reference signal of the second input device.

36. (Previously Presented) The system for capturing media according to claim 21, wherein the first audio data is included as part of a file which contains video data.

EVIDENCE APPENDIX

None.

RELATED PROCEEDINGS APPENDIX

None.